

HOUSE BILL 3968

By Barker

AN ACT to amend Chapter 153 of the Private Acts of 1905; as amended and rewritten by Chapter 129 of the Private Acts of 1981; and as amended by any other acts amendatory thereto, relative to the charter of City of Rives .

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 3.1 of Chapter 129 of the Private Acts of 1981, as amended by any other acts amendatory thereto, is amended by deleting Section 3.1 in its entirety and substituting instead the following:

Section 3.1. COMPOSITION OF BOARD OF MAYOR AND ALDERMEN.

Beginning with the election scheduled for August 5, 2010, the City of Rives shall be governed by a Board of Mayor and Aldermen, which shall consist of a Mayor and three (3) Aldermen. The Board of Mayor and Aldermen is empowered to pass all ordinances necessary for the City of Rives and in the way and manner as hereinafter provided, to have in charge the government of the City, and to do and perform all acts necessary and proper for the government of the City not otherwise provided for by this act.

SECTION 2. Section 3.4 of Chapter 129 of the Private Acts of 1981, as amended by any other acts amendatory thereto, is amended by deleting Section 3.4 in its entirety and substituting instead the following:

SECTION 3.4. MAYOR'S DUTIES. The Mayor shall take care that all ordinances of the City are fully enforced, respected, and observed within the City limits. The Mayor shall have the power to suspend any employee of said corporation, in accordance with personnel policies and procedures, if any, adopted by the Board. The Mayor shall have veto powers over resolutions and ordinances, and said resolution or ordinance shall not be valid unless the Aldermen shall, by a majority vote, pass the same notwithstanding

the Mayor's veto. The Mayor of the City shall not have a vote except in case of a tie vote, but shall be the presiding officer of the Board at its meetings.

Effective at the first regular Board meeting following the August, 2010 municipal election, immediately after assuming office, the Mayor shall appoint the following standing committees, which shall each be composed of two (2) members: (1) street and sidewalk committee; (2) finance committee; and (3) sanitation committee. All committee members shall be Aldermen, and the Alderman whose name stands first in order of appointment shall act as chairperson of that committee.

SECTION 3. Section 3.5 of Chapter 129 of the Private Acts of 1981, as amended by any other acts amendatory thereto, is amended by deleting Section 3.5 in its entirety and substituting instead the following:

SECTION 3.5. BOARD ACTION AND MEETING TIME. Effective at the first regular Board meeting following the August, 2010 municipal election, two (2) Aldermen and the Mayor shall constitute a quorum for the transaction of all business of the Board. In the absence of the Mayor, a quorum shall consist of the Vice Mayor and two (2) Aldermen. The Board of Mayor and Aldermen shall meet monthly in regular session and shall also meet upon the call of the Mayor, made in writing and served upon each Aldermen, or by resolution of the Board. If any Alderman should be absent from the City, service of notice of extra or called meeting upon two (2) Aldermen shall be sufficient. A majority vote of the Aldermen present shall be necessary for passage of ordinances, resolutions, and motions.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the Board of Mayor and Aldermen of the City of Rives. Its approval or nonapproval shall be proclaimed by the Mayor of the City of Rives and certified to the Secretary of State.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.